

J. WISE HAGINS, Editor and Publisher

A NEWSPAPER DEVOTED TO THE INTERESTS OF EASTERN KENTUCKY.

ONE DOLLAR PER YEAR IN ADVANCE.

Volume VI.

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ELEVATOR SHORT ST. ENTRANCE,
SOUTHERN MUTUAL BUILDING.

LEXINGTON, KY.

Apr. 1

Jackson, Kentucky, Friday, March 8, 1907.

Number 19.

TERRY.

There is a big tide in the Middle Fork and a large quantity of timber has passed here.... George Griffith was here last Saturday.... H. C. Valentine, county surveyor of Leslie county, was a visitor at this place last week and while here caught thirty-five nice sucker fish.... On February 26, a surveying crew from Leslie county stopped at this place while on their way to Oakdale to survey a railway from Oakdale to Hyden.... Last Friday Allen Nantz, Sheriff of Leslie county, with three prisoners he was taking to Stanton to be placed in jail there until court convenes at Hyden in June, stopped at residence of The News correspondent. Mr. Case, a timber man from Arkansas, also stopped with us several days.... Isaac Gilbert was here recently on business.... Miss Capie Terry, who has been attending school at Berea, has returned home.... Miles Terry has his ground turned and is ready for farming.... Harve Riley and a Mr. Burns, of Backbone, were here Sunday.... Misses Capie and Mary Terry visited the family of Breck Herald Sunday.... Sheriff Breck Crawford was a visitor at Miles Terry's a few days ago.... Isaac Terry, who is attending school at Berea, visited his parents here last week.... W. M. Terry was here last Saturday.... Irvine Short was here a few days ago.... Mrs. Louann Terry, who has been quite sick for the past few days, is improving.... Mrs. Terry of Turkey, was here the first of the week.... Mrs. Granville Dott, of Athol, visited her parents here recently.... Miss Emma Herald, of Herald, made a business trip here last Friday.

DIXIE.

PERRY COUNTY
STACY.

Irv Allen died February 23, of fever. He was the son of Irvine Allen, of Breathitt county.... Mrs. Betsy Campbell, the wife of Floyd Campbell, died February 24, of a complication of diseases. She leaves a host of friends to mourn her loss.... The little daughter of Anderson Hays and wife died on February 23. There are two more cases of fever in the family and one of these, a little boy, is not expected to live.

KENTUCKY vs. INDIAN TERRITORY.

A Lincoln county man last spring became infatuated with the rapturous stories of the West, teeming with prosperity and undeveloped wealth, disposed of his interests in Kentucky and located in the Indian Territory. There he purchased a farm and cultivated it to find that its powers of production were about half as prolific as the soil of Kentucky and that the markets are much inferior. In fact, the same grade of corn that is now selling in Kentucky at 75 cents per bushel is a drug on the Indian Territory market at half that amount. So this now wise Kentuckian contends that one acre of good land in Kentucky is worth four in the West, and he has the figures on it and figures won't lie.

One on the Girls.

Girls, did you ever stop to think that boys have more self respect than the members of your sex? There is not a young man of any respectability that would be seen with a girl that was intoxicated.

You might search the streets of Jackson with a fine tooth comb and not find a young man who would look arms and go promenading with a girl who is pulling a cigar or squirting tobacco juice around on the sidewalk.... Some girls have no hesitancy in accepting the company of such boys and too many of them are anxious for the companionship, heart and hand of everything that wears pants.

Society will never be refined until the girls demand of the boys the same purity of character that the boys demand of the girls.

Over the heads of the young ladies hang the possibilities of the greatest moral reform that ever swept over the country.

TO THE OLD SOLDIERS
OF THE TENTH CONGRESSIONAL DISTRICT OF KENTUCKY.

HOUSE OF REPRESENTATIVES,
WASHINGTON, 2, 23, 1907.

EDITORIAL NEWS:

The nation has again acknowledged the debt of gratitude it owes to its defenders by the passage of the Service Pension Bill, which was approved by President Roosevelt on February 6. This adds a still more liberal provision to our splendid system of pension laws, already unequalled by that of any other nation. It is estimated that under this act ten or fifteen millions of dollars more will be paid annually to the old soldiers.

In my race for Congress I expressed the opinion that all of the honorably discharged veterans of the Mexican and Civil wars ought to be allowed a pension of at least one dollar a day. I am still of that opinion. It became evident, however, that the law which has just been enacted was the most liberal that could pass Congress now.

Consequently, the friends of the soldiers all favored its passage.

Much to my regret, I did not have the privilege of voting for the bill, because my term as a member of Congress has not yet begun. However, I took a deep interest in it as the following letter from the author of the bill indicates:

UNITED STATES SENATE,
February 2, 1907.

HON. JOHN W. LANGLEY, CONGRESSMAN-ELECT:

In accordance with your suggestion, I made a motion in the Senate for the printing of 10,000 additional copies of the new pension law, and I have instructed the clerk of the committee to let you have several hundred copies of these for distribution in your district.

I was gratified over the active interest you took in this measure while it was pending. Although your term as a member has not yet begun, you have already rendered very valuable service as a member-elect in the cause of the old soldiers, and I am sure that those who live in your district will appreciate the work you are doing in their behalf.

Referring to the cases of the Three Forks battalion, the Capitol Guards, and similar Kentucky organizations in whose behalf you have informed me that you expect to introduce a bill at the next session, I shall be pleased to confer with you about these matters then.

Very truly yours,
P. J. McCORMICK, Chmn.

Congress did not consider the work that will be involved in prosecuting a claim under this act as sufficient to warrant the allowance of a fee to attorneys, and the act prohibits it. It has occurred to me that by reason of this provision applicants may have some difficulty in getting blanks and information that they will need in presenting their claims.

I have accordingly secured from the Commissioner of Pensions a supply of application blanks. On the back of each is printed a copy of the law and instructions in regard to the execution of the application.

I have a list of the names and addresses of most of the soldiers in the district, but unfortunately it does not indicate, in many cases, in which war they served, the character of the service rendered, or what rate of pension they are receiving, if any. For that reason it is impossible for me to determine from this list which ones come within the provisions of this act. I am therefore sending to each a blank and a copy of this communication.

Applications should be filed at the earliest date possible since pension will commence from date of filing. I shall be glad to file applications in the Pension Office if they are sent to me, but I suggest that they be sent direct to the Commissioner of Pensions after February, as I must leave Wash-

ington about March 1st.

I was employed by the Government in pension work for eight years, and I feel that my experience in that work will enable me to be of material service to applicants. I am conscious of the fact that without the support of the soldiers I could not have been elected to Congress, and I intend to do everything in my power for the advancement of their interests, not only because of this fact, but because I believe that the Government can not do too much for them. I hope that they will call upon me whenever I can be of service to them, either in advocating legislation in their behalf, or in urging early and favorable action upon their claims in the Pension Office. Very respectfully,

JNO. W. LANGLEY.

The following is the act:

AN ACT—Granting pensions to certain enlisted men, soldiers, and officers who served in the civil war with Mexico.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That any person who served ninety days or more in the military or naval service of the United States during the late civil war or sixty days in the war with Mexico, and who has been honorably discharged therefrom, and who has reached the age of sixty-two years or over, shall, upon making proof of such facts according to such rules and regulations as the Secretary of the Interior may provide, be placed upon the pension roll, and be entitled to receive a pension as follows:

In case such person has reached the age of sixty-two years, twelve dollars per month; seventy years, fifteen dollars per month; seventy-five years or over, twenty dollars per month; and such pension shall commence from the date of the filing of the application in the Bureau of Pensions after the passage and approval of this Act.

Provided, That pensioners who are sixty-two years of age or over, and who are now receiving pensions under existing laws, or whose claims are pending in the Bureau of Pensions, may, by application to the Commissioner of Pensions in such form as he may prescribe, receive the benefits of this act; and nothing herein contained shall prevent any pensioner or person entitled to a pension from prosecuting his claim and receiving a pension under any other general or special Act.

Provided further, That no person who is now receiving or shall hereafter receive a greater pension under any other general or special law than he would be entitled to receive under the provisions herein shall be pensionable under this Act.

SEC. 2. That rank in the service shall not be considered in applications filed hereunder.

SEC. 3. That no pension attorney, claim agent, or other person shall be entitled to receive any compensation for services rendered in presenting any claim to the Bureau of Pensions, or securing any pension, under this Act.

Passed the Senate January 11, 1907.

Attest: CHARLES G. BENNETT,
Secretary.

Better Subscribe Now.

The price of all kinds of paper has recently advanced and newspaper publishers are now at greater expense than ever in the production of work. Notices of the advances and the cancellation of all previous price lists have been sent out by the leading paper houses. Some of the papers of the State are contemplating a raise in the price of subscription in order to effect the additional heavy expense to which they are put; but the subscription price of THE BREATHITT COUNTY NEWS will remain the same as heretofore—\$1 a year if paid in advance. Better pay your subscription now.

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Just received a full line
which we guarantee.

THE BEST.

Will cover more space, last
longer and look better than
any other paint made. Call
and see color cards and get
prices.

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HANAN SHOE,

The Best on Earth.

PRICE \$5.00 PRICE



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Jackson, -- Kentucky.

PURE, BRED GOLDEN BRONZE TURKEYS

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SINGLE COMB

BROWN LEGHORN
CHICKENS.

From Prize Winning Stock.
Fresh eggs for hatching in season.
Prices right.

WINE OF CARDUI

Cures Womb
Disease

It has saved the lives of many
weak, sick women and restored others
from a lifetime of chronic sickness.

It will cure you if you will
only give it a chance. Try it.
Sold by all druggists and dealers
in \$1.00 bottles.

GAVE UP SUPPORTER.
"I wore a supporter for four
years, to keep up my womb," writes Mrs. S. J. Christian, of
Mannsville, N. Y. "My doctor said
no medicine would help me. After
taking Cardui I gave up my sup-
porter and am now well."

W. H. Henderson,
Ayles Street, Opp. Post Office,
LEXINGTON, KY.

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Clover, Timothy, Millet, Kentucky
Blue Grass, Orchard Grass, Hungarian

Hay, Straw & Mill Feed.

Brightest!

Snappiest!

Best!

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posted on EVERYTHING when
you read THE TIMES. Regular
subscription price \$5.00 a year.
You can get THE TIMES and THE
Breathitt County News both one
year for only

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Send your order to The News—
not The Times.
READ THE TIMES AND
KEEP UP WITH THE TIMES

The Breathitt News,
\$1 PER YEAR IN ADVANCE.

J. WISE HAGINS, EDITOR.

2525252525252525252525

DR. O.H. SWANGO.

PYHSIAN AND SURGEON

OFFICE HOURS--A. M. TO 4 P. M.

IN HARGIS BUILDING,

JACKSON, KENTUCKY.

25252525252525252525

A. H. PATTON,

ATTORNEY AT LAW,

OFFICE IN CRAWFORD BLDG.,

JACKSON KY.

FRIDAY, MARCH 8.

All the excuse we have ever seen printed for having Carnes' army among us was that O. H. Pollard and Will Young told Gov. Beckham that a man by the name of Johnson threatened to slap Carnes while here in January.

Dr. B. D. Cox was assassinated in Breathitt county during the administration of Judge Redwine the First. Those accused of the crime are now to be tried in Elliott county, under the administration of Judge Redwine the Second.

It is probable that there is no county in Kentucky that is as remote as Elliott. At least twenty-five miles from a railroad, without a foot of telegraph wire and with only one lone, straggling telephone line running from Morehead, Rowan county, to Sandy Hook, the county seat of Elliott.

Can Bill Carnes or "Mr. Beckingham" give any valid reason why they moved the Hargis trials, over the protest of the Commonwealth's attorneys, to Sandy Hook, in Elliott county, a town about thirty miles from a railroad and with practically no hotel accommodations and a population of only 163, according to the census of 1900, when there are more than 100 counties much more accessible? The witnesses and attorneys could go to Oklahoma or Kansas easier than to Elliott county.

Gov. Beckham appointed Judge Dorsey to sit as Judge to try those accused of the assassination of J. B. Marecum; he also appointed Bill Carnes to act as Judge to try those accused of the assassination of Dr. Cox. It is a peculiar coincidence that both of these Judges wanted to transfer the cases to Elliott county. Judge Dorsey, however, gave the attorneys for the prosecution the privilege of choosing between Elliott, Morgan and Lee counties; Bill Carnes did not give them any privilege at all. It appears that Bill obeyed his boss better than Dorsey.

Edwards buys and sells old and new furniture. Call and see him.

Hugh Riddell, of Irvine, was a visiting attorney at court here this week.

W. L. Kash, of Lexington, has been visiting relatives in Jackson during the past week.

Monroe Nickell, of West Liberty, was in Jackson Monday and Tuesday in the interest of his candidacy for railroad commission in this district.

Prof. R. C. Adams, of Richmond, Ky., is conducting a singing school at the Baptist church this week, which is largely attended and much interest is being shown in vocal training.

Louis Pilcher, of Lexington, is in Jackson for a few days to arrange for an excursion to the Southwest the third Tuesday in April, for a special rate of transportation which will be announced later. He has taken eight excursions from Kentucky in the past four years and has settled many prospectors and investors in Oklahoma and Texas. He is agent for Kentucky for the Simumus ranch of 90,000 acres and will have his advertising matter out in a few days. Mr. Pilcher is the guest of his cousin, Henry S. Barnett, on the Heights.

I will buy your old stoves, furniture and dishes. J. Wesley Edwards.

Edwards will make your furniture good as new.

Mrs. C. B. Dixon is visiting her parents at Clay City.

Born, to Mr. and Mrs. Frank Riddle, on March 1st, a girl.

Stop with Hart Bros., at Reed Hotel, when in Lexington.

Silas Loveley and wife, of Rousseau, moved to Oklahoma last Tuesday.

Rev. W. W. Powell has returned from a visit with friends in Georgia.

Robert McDaniel has moved here from Stacy and will engage in the carpenter trade.

Miss Margaret Basket returned Tuesday from a two week's visit to friends in Winchester.

Miss Abbie Bailey is in the city this week buying a new stock of spring millinery goods.

Mr. and Mrs. Everett Back, of Cannel City were visiting here from Saturday till Monday.

William Jett has purchased the J. E. Lang house on east Main street and has moved into it.

Mrs. J. M. Snowden is at Crab Orchard where she was called to attend the funeral of her father, W. S. Thompson.

Curtis Hays, a son of Ans Hays, of Stacy, died last Saturday, of fever. This is the fifth child he has had to die since last July.

Hon. Z. T. Hurst, of Boxer, was here last week. He is thinking of entering the race for Representative in the Legislature from this county.

Ed Davis, of Lost Creek, was here Thursday on his way back from Irvine. He took out on this tide the first raft of square timber ever taken out of Troublesome creek.

On Wednesday evening at the home of the bride in South Jackson, Miss Maggie Lansford and Dave Cornett were united in holy wedlock, Rev. W. H. Setzer officiating.

Wesley Turner, Sr., will celebrate the 77th anniversary of his birth at his home, on Elsmore creek, on March 29th. He has invited a number of his friends to be present, we being among the favored ones.

Jas. H. Washburn, 1st Sergeant, Troop B, of 2nd Cavalry, stationed at Fort Assiniboine, Montana, is visiting his sister, Mrs. Paul Derthick. Mr. Washburn is a native of Kentucky. He has been all over the world with his troop.

I. B. Fugate, of Noble, was hit by a cable while on a raft at Irvine, Wednesday, which came near breaking his left leg and seriously injured his side and back. He was brought to the home of T. H. Hudson, Wednesday night, where he will remain till able to go home.

Dr. Warren, who has been stationed at Camp Christie with the Kentucky Lumber & Veneer Co., left Friday for Cartersville, Ga., where he will continue with the Company. Dr. E. M. Hodge, of Lambie, will take up the practice at the Camp.

Edwards will have your house cleaned done cheap.

SED.

Born, to the wife, of Benjamin Combs, on March 5, a son.

Edward P. Turner has moved into his new dwelling house.

John H. Combs and Jas. Nance are about ready for transplanting shade trees and sowing grass in their graveyard they have recently fenced at the mouth of Cockrill.

They are disregarding the expense and say they are willing to use what money they have for its improvement. They also say that they do not want to use their money to buy disgrace and shame, but to promote honor of all. They are standing on the reservation of hope; laying the foundations to create an interest in those who are careless in life, that they may be enticed to resume their journey to prosperity in this world and be saved in heaven. COMFORTER.

F. A. Estes, Wyandotte, Ky., says: "I had fourteen hogs sick with the cholera and had turned one in a rye field to die. Some of these hogs were unable to eat. I gave them Bourbon Hog Cholera Remedy and to my surprise it cured them without a single loss." Sold and guaranteed by Day Bros.

I will buy your old stoves, furniture and dishes. J. Wesley Edwards.

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Savings Department Pays 3 per cent on Time Deposits. Safety Vault Boxes for Rent.

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Acts as Administrator and Executor. Serves as Guardian and Trustee. Buys and Sells Stocks and Bonds.

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ABSOLUTE PROTECTION TO PATRONS..... 1,200,000.00

LOANS MADE ON REAL ESTATE AND PERSONAL SECURITIES. SECURITY PROVIDED ON OFFICIAL BOND. OUR FACILITIES ARE AMPLE FOR THE EFFICIENT TRANSACTION OF ALL BUSINESS HANDLED BY CONSERVATIVE TRUST COMPANIES.

CORNER SHORT AND MARKET STREETS.

LEXINGTON, KY.



CLEMONS.

Mrs. Elihue Clemons is thought to be worse.

John F. Frazier has been in this section buying fur hides.

A. D. Jackson, of Decoy, was here Monday on his way to Jackson to see the soldiers and attend Bill Carnes' court.

Stevenson Bros. have been here the past week paying the people for the right of way for a narrow gauge railway up the South Fork.

Revs. Daniel McIntosh, Elijah Wilson and M. D. Richie preached an interesting sermon at the residence of Elihue Clemons last Sunday. Subject: "Let No One Deceive Your Little Children." We are glad to have Rev. McIntosh preach for us once a month, for the harvest is great and the laborers are few. Remember, you all have your choice of Jesus or idols. Will you make your choice today?

For when night comes no man can work.

WILD ROSE.

L. G. Botkins, Paris, Ky., says: "My wife gave her turkeys Bourbon Poultry Cure when they were dying with the cholera and it soon cured them." Sold and guaranteed by Day Bros.

A. C. Cassity, of Cannel City, was visiting friends here last week.

FOR SALE.

One Incubator and Brooder, Geo. Stahl's make. Holds 200 hen eggs; in good condition; only used it two seasons. Only reason for selling is that I am not able to attend to it. Call on or address me at my home.

MINERVA L. HAGINS,

Jackson, Ky.

TROOPS TO GUARD CARNES.

[Courtesy-Journal]

Jim Hargis prefers to be tried in Jackson with militiamen to prevent bloodshed while a fair and impartial jury of "his own people" is being selected, and troops are therefore to be sent to the Brethitt capital. But there is every prospect that the presence of soldiers there will have the effect of rendering the trial, if it proceeds, one of the most complete farces in Kentucky.

According to the recent dispatches from Lexington, the prosecution will decline to make a motion for a change of venue upon the ground that it would only result in the case being sent to another county in the mountains where the Hargis influence is as potent as it is in Brethitt. Ac-

cording to recent dispatches from Frankfort, a change of venue has been agreed on. It is to be hoped that the Frankfort report is correct. It is not for the prosecution to assume that Special Judge Carnes would stultify the law by administering it according to the letter, but defending its spirit. Since it is admitted by everyone that a trial at Jackson without the militia would provoke an outbreak, and since the defense is especially clamorous for military protection it is ridiculous for any one to contend that there is a prospect for a fair trial in Jackson. It is, therefore, difficult to understand how Judge Carnes could refuse to grant a motion for a change of venue. It is only fair to him to assume that in granting such a motion he would not proclaim himself a tool of Jim Hargis by sending the case to an adjoining county.

In Breathitt and adjoining counties the feud out of which the litigation in question has grown has been the most absorbing topic of discussion for the last five years. It is unreasonable to suppose that there are twelve intelligent men in that section who would be partisans of neither Jim Hargis nor his prosecutors. If a trial is to be had at Jackson or in an adjoining county, it is altogether probable that the jury will be made up at least in part by Hargis partisans. There is, of course, a bare possibility that, because of the feeling against the Hargis clan, the jury might be composed of anti-Hargis men. It would be as unfortunate for the State for the defendant to be found guilty by his enemies as for him to be acquitted by his henchmen. Evidently Jim Hargis, whose sycophancy has never been open to discussion, considers the chances of the prosecution to fill the panel with his enemies few, indeed, but the probability of securing an impartial jury is still more remote.

It was demonstrated when the State attempted to prosecute members of the Craig Tappiver gang at Morehead that the presence of the militia merely rendered it safer and easier for the trials to be made farcical. It will be surprising, indeed, if history does not repeat itself if Jim Hargis is tried at Jackson with an army on hand to keep the mob in abeyance.

Since the State has nothing to lose by making a motion for a change of venue, and since the intimations of the prosecution that Carnes would not send the case

DAY BROS. COMPANY

Wholesale - and - Retail

have the most complete stock of

General Merchandise

Ever brought to Jackson Consisting of

Dry Goods,

Notions,

Clothing,

Hats,

Shoes.

We have the finest line of shoes in Eastern Kentucky. Our men's shoes are of the latest style.

For the Ladies

we have the most

Fashionable Lot of Shoes money could buy.



ADVERTISED LETTERS.

List of letters remaining unclaimed in the Jackson postoffice for the week ending March 8th, 1907, and sent to the Dead Letter Office at Washington, D. C., for the week ending March 22:

B—R. M. Brashears, Daniel Barker, Dorthillia Byrd, June Begley, Sam Bentley.

C—Lee Campbell, Lola Campbell, M. B. Charles, Gertrude Combs.

C—Clas. T. Derickson, Walter Doris.

P—Robert Perkins.

R—Albert Rawlings.

T—J. C. Thomas, F. B. Tonlin.

W—J. R. Williams, J. L. Wawa.

Persons calling for the above mail will please say "advertised."

D. D. Hunter, P. M.

Have your crating and shipping done by Edwards.

Reduced Rates

VIA

QUEEN &

CRESCE

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ROUTE

ON THE 1ST AND 3RD

TUESDAYS

OF EACH MONTH.

TO MANY POINTS SOUTH.

Winter Tourist Tickets

Now on sale, good returning

till May 31st, 1907.

For particulars write

H. C. KING, C. P. & T. A.,
Lexington, Ky.

We are the people you are looking for

we have it by car loads to suit

every body.

Come and see us our

Prices Are All Right.

DAY B

The Breathitt News.
Published Every Friday.
CASH SUBSCRIPTIONS \$1 A YEAR

J. WISE HAGINS, EDITOR.

BILL CARNES COMES

With His Army and Orders
Every One "Searched," Holds
His "Court" and Sends Hargis
Cases to Elliott County.

Bill Carnes came here Tuesday at noon accompanied by about 40 soldiers. He came on to the court house at about one o'clock, called his "court" to order without ever having seen Judge Riddell, the regular judge, or giving him time to appear and be present.

He said when he was here in January a mob of armed men was in the court house, but now he had brought the soldiers with him and he was "gwine" to have every man "searched" that came into the court room, but he would give five minutes for those who had arms to retire and remove them, but as no one retired it seems to us that any sensible man would have inferred that there were no arms in the room, but Bill thought different and ordered every one in the court room to go down stairs and into the street and submit to being "searched" by Bill's soldiers. He then issued the following order and had the same entered:

BILL'S "SEARCHING" ORDER.

It is ordered by the Court that Adjutant General Henry R. Lawrence be and he is hereby directed during all times this court is proceeding with its duties, to have stationed at the foot of each stairway leading to the main court room two soldiers, with strict instructions to "search" every man coming into the court room, disarm them of any fire arms they find and placed under arrest any one upon whom fire arms are found. It is also ordered that he have not less than ten soldiers in the court room at all times during the progress of the Court. He is further ordered to arrest any man seen upon the streets or any place in Jackson that may be disorderly or laying fire arms about his person, private dwelling houses excepted. He is further ordered to use his best judgment in any way not specified by this order, proceeding in the town of Jackson. The only persons exempt from "search" under this are the Sheriff of Breathitt county and his regular deputies.

He called on the clerk for the indictments and the clerk, as is usual, handed the indictments to the Commonwealth's Attorney. He called on the clerk again for the indictments and Mr. Adams handed them to him. He then called all the cases, no one answering except John Smith. Some one then answered that all the defendants were in the room. Then he called over all the cases again when all the defendants unanswered except Britton who is in the Lexington jail. As completely ignoring the Commonwealth's Attorney as if he had not been there.

He then said: "I understand that the counsel on both sides of the case wish a change of venue. No agreement has yet been reached and if you can agree I will send it to the county you name. If left with me I will act with my best judgement in the matter."

Attorney Polk hard for the defense then wanted to know if the defense had asked for a change of venue. The judge seemed confused and said: "No, but it has been in the newspapers and has been talked about and has been suggested to me by adherents of both sides."

The prosecution then wanted to know if they had asked for a change of venue, and practically the same answer was made by Carnes. Attorney Byrd then stated that the prosecution was willing to have a change and would agree to confer with the defense to that effect. W. A. Young then arose and said: "Personally, I have always favored the trying of this case outside of Breathitt from the fact that it has always been the cause of too much prejudiced feeling here. The proposal, however, comes as a surprise, and I am not in a position to conclude on the matter as I have not consulted my client."

Court then adjourned until Wednesday morning at 9 o'clock. Court convened at 9:30 o'clock.

Wednesday morning, The attorneys not having agreed on any county to which the venue should be changed, Commonwealth's Attorney Adams, made a motion for a change of venue against James Hargis. After a short argument from the attorneys, Carnes said:

"I don't know that my decision shall suit either party. I am very sorry to have to make a selection in the matter, but I don't think it should be held in this circuit. I will send it to where I believe a fair trial will be had, to Martinsburg, Elliott county."

Adams then withdrew the motion of the Commonwealth for a change saying that the decision would not hold good without such a petition. He quoted cases, but Carnes overruled Adams' motion.

The Smith and Abner trials will also be taken to Elliott. The Commonwealth moved that the case against John Smith be dismissed, but this was overruled by Carnes. Carnes and Carnes' army left on the 2:30 train Wednesday afternoon for Lexington without ever having to fire a shot or having to take a firearm from any Breathitt county citizen.

MARCUS CASE CONTINUED.

The cases of B. F. French, John Smith and John Abner, charged with the murder of J. B. Marcus, was called by Special Judge Dorsey at Bentleville Monday afternoon. On the calling of the cases neither of the defendants answered and only a few of the witnesses were present. Smith and Abner were not present at all, they being under bond to appear at Jackson as well as at Bentleville. French came into court about 2 o'clock, saying that he was sick, and also reported that his attorneys, J. J. C. Back and Ben B. Golden were both sick, and by consent of Commonwealth's Attorney Adams and the attorneys for the defense, the cases were continued until April 8th, the third week of the regular term of the Lee circuit court.

HARGIS DESIRES CHANGE OF VENUE
IN JETT DAMAGE SUIT.

A dispatch of March 4, from Winchester says:

The defense in the Hargis-Jett case, which comes up for trial here before Special Judge W. B. Moseley, of Eminence, on next Monday, will make a motion for a change of venue on the grounds that they cannot get a fair trial in Clark county. The plaintiff, Sam Jett, has received a letter from Hargis' Attorney in which they

guilty be made to pay the penalty of their guilt.

Jim Hargis stands accused of heading a murder bureau. The law should have a chance to punish him if guilty. The sending of his case to Elliott county gives little hope to friends of law that he will have the ghost of a chance.

The way justice has been diverted, burlesqued and outraged in the whole course of the Hargis episode, and the way it has been set at naught with the utmost impunity by the abolitionists of the western part of the State till its friends with despair. Verily, there is something rotten in Kentucky. To be more exact, there is something rotten in the government of Kentucky. And some day those who have betrayed their trust are going to feel the force of a virtue-loving people's righteous indignation. Courier-Journal.

MARRIAGE LICENSES.

The following marriage licenses have been issued since our last publication:

John Allen and Miss Cordelia Crawford both of Oakdale.

Thomas Watts and Malinda Noble, both of Ned.

DEATHS.

Mrs. Polly Noble, of Noble, died March 4th, aged 85 years. She leaves nine children and a host of friends. Her remains were buried in the Noble graveyard.

W. S. Thompson, of Crab Orchard, Ky., died March 1st of infirmities of old age. He came from Virginia about 1860 and settled in Lee county near the Rocky Gap. He moved to Crab Orchard in 1875 where he has since resided. He was a consistent Christian, a loving father and a devoted husband. He leaves a widow and ten children, one of whom is Mrs. J. M. Snowden, of Jackson.

How well Judge Carnes seems to have read the secrets of Jim Hargis' heart! If Hargis cannot be tried "by his own people" of Breathitt county, the trial in Sandy Hook ought to please him much.

The attorneys for the prosecution preferred Hargis - owned Breathitt county to Elliott. This fact shows how they regard the chances of a fair hearing in Elliott. They sought to have the hearing take place in any county west of Fayette. They were forced to take the wilderness of Elliott county, in the far eastern section of the State.

No fair-minded man desires a campaign of persecution. All fair-minded men want justice done. They do not wish the innocent to suffer, but they insist that the

RHODE ISLAND REDS

and Buff Wyandottes
(ROSE COMB)
PURE BREED, CORRECT COLOR
HARDY and VIGOROUS.
BRED FOR THEIR DISTINCT
LAYING and SHOW QUALITIES.

Eggs \$1.50 to \$2.00
PER FIFTEEN.
I Guarantee a Good Hatch.

RIVERSIDE POULTRY FARM,
REGINA JETT, PROP.

ATHOL, KY.

FURNITURE!
FURNITURE!
FURNITURE!
AND LOTS OF IT. WHERE?

At Jones' New Furniture Store,
IN THE SAM COLE BUILDING,
CORNER COURT ST. AND COLLEGE AVE.

We have just received about two car loads of nice, clean Furniture, which we will sell at very low prices. Come and see us in our new location.

BEST SELECTED LINE OF FURNITURE HERE

J. D. JONES.

New location, Sam Cole building, corner Court St. and College Ave.

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PUBLIC SALE

- OF -

Blue Grass Land.

Wednesday Mar. 13,

1907, at 10 o'clock a. m., or thereabout, the undersigned, as agent for the heirs of Mrs. Margaret H. French, deceased, and for Mrs. Bettie Payne French (owner in part of Tract No. 1 hereinabove described) will offer at public outcry, on the premises, three very desirable and splendidly located tracts of land, situated about two miles west from Winchester, and described as follows:

TRACT NO. 1.

Bounded on the south by the land of Ezekial Laughlin (the old toll house lot) and the center line of the Winchester and Lexington turnpike, on the east by the center line of the old Hood's road, on the north by the right of way of the L. & E. R. R., and on the west by the center line of the Clark and Bourbon (commonly called Van Meter) pike and the old toll house lot, containing 100 73/100 acres. This tract is well watered, mostly in meadow, but with 12 acres in wheat, said growing wheat being reserved from sale; has orchard and tobacco barn and is of remarkable fertility. This tract is directly on one of the proposed routes of the Interurban road from Lexington to Winchester and could be subdivided into small farms to advantage.

TRACT NO. 2.

Bounded on the east by the center line of the Clark and Bourbon turnpike, on the north by the right of way of the L. & E. Ry., on the west by Mrs. W. H. Nolin's land, on the south by Mrs. I. H. Croxton's land; containing about 17 acres. This tract is all in wheat, said growing wheat being reserved from sale; is very fertile and has on it building site probably unsurpassed within the same distance from town.

TRACT NO. 3.

Bounded on the east by the center line of the Clark and Bourbon turnpike, on the north by the lands of Mrs. McCormick and J. D. Duval and wife, on the west by Mrs. J. H. Holloway's land and on the south by the right of way of the L. & E. Ry.; contains about 118 acres. This tract is also of good fertility, rising gradually from a fine flatting on the pike; is mostly in meadow, but with beautiful woodland of about eight acres of virgin soil, affording a fine building site.

All three of said tracts corner at Kimross Station on the L. & E. Ry., where said tracts will be offered separately, by the acre, according to the respective surveys of same, which will be read on day of sale. After having been offered separately, Tracts Nos. 2 and 3 will be offered as a whole.

Said tracts of land will be offered on credits of six and twelve months, purchasers being required to execute bonds for the purchase price, with good and sufficient sureties, payable to the Administrator of Mrs. Margaret H. French, deceased, except bonds for Tract No. 1, which will be payable in part to the administrator aforesaid and in part to Mrs. Bettie Payne French. All said bonds to bear interest at the rate of six per cent, per annum from day of sale until paid, a lien to be retained on said tracts of land by the vendors until the entire purchase money therefor has been paid.

A rare opportunity to secure first-class land, on good pikes, at railroad station, a short distance from town.

W. H. FRENCH,
WINCHESTER, KY.
Bush & Ramsey, Auctioneers.

Kodol For Indigestion.
Relieves sour stomach,
palpitation of the heart. Digests what you eat.

R. A. CHILDERS,
Jackson, Ky.

JOSEPH G. REED DRY GOODS CO.,
PORTSMOUTH, O.

Solicits the trade of the mountain people. He will be

AT JACKSON EVERY 30 DAYS

Dealers will be notified by postal. Save your orders for him. He will save you money. feb 14

FOLEY'S
HONEY AND TAR

'The original

LAXATIVE cough remedy.

For coughs, colds, throat and lung troubles. Non-opiatic. Good for everybody. Sold everywhere.

The genuine

FOLEY'S HONEY and TAR is in a yellow package. Refuse substitutes.

Prepared only by

Foley & Company, Chicago.

JACKSON DRUG CO

ASK THE MAN

Who has favored us with job printing if he was pleased with the work and the quality of paper.

THEN ASK US

For samples and prices. You will find our prices the LOWEST

and our stationery the BEST.

We have two first-class printers, and if you want printing that

will combine good points, artistic and valuable, let us figure on it for you.

Our work has the extra touch that pays. It looks right to our customers and benefits the business. We underprice any print shop.

THE BREATHITT COUNTY NEWS.

THE CENTRAL HOTEL,

THE OLD COMBS HOUSE,
OPPOSITE COURT HOUSE,
CAMPBON, KENTUCKY.

Offers to the public rooms supplied with grates and a full "bunker" of coal in the corner to insure comfort when the gas fails—which it often does in cold weather. Its sample room is new and commodious, and has a coal stove heater. Its tables are supplied with all the delicacies obtainable in Campbon.

BREAKFAST SERVED AT 5:10 A. M.

TO MEET THE EARLY TRAIN.

SUPPER HELD FOR EVENING TRAIN.

RATES—Lodging, 50 cents. Meals—Three for \$1,

or 35 cents for a single meal.

There is absolutely no danger of cremation in case of fire, as we have only four rooms up stairs, and those are in brick, with three ways of escape.

YOUR PATRONAGE SOLICITED.

SIMPSON LUTES, PROPRIETOR.

You Will Get All That's Coming to You.

THERE IS NO FAKEY

In our method of business; for every dollar you pay us you get one hundred cents value in return.

We Believe in Square Treatment,

Your money's worth all the time. We might use up a page of space talking about our goods; then you wouldn't know how good they are.

COME TO OUR STORE . . .

So you can see for yourself—that's the surest way

Crawford & Co.

JACKSON, KENTUCKY.

A Captain In the Ranks

By GEORGE CARY EGGLESTON

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Publishers, 116 Fifth Avenue,
New York

"Would you mind telling me the exact situation? Not that I need to know it in order to do anything you think would be helpful, but if I fully understand the matter I shall know better what to do in any little emergency that may come about."

"Of course, of course. It's simply this way: Duncan is so straight himself that it never occurs to him that other people are different. There are some things so utterly mean that he simply can't imagine any man capable of doing them. So he doesn't take necessary precautions. It was all right for him to offend Napper Tandy by doing his own best up there at the mines, but he ought to have known enough of human nature not to put himself in old Napper's power when he felt bound to offend him worse than ever."

Then Captain Will told in detail the story of the visit to Tandy, the bribe offered, the adverse report and the way in which Tandy had made the whole affair appear to have been an effort on Duncan's part to extort a bribe and betray those who had employed him. Temple readily grasped the situation.

"The worst of it is," he said, "Duncan can't even see the old sounder for libel without making matters worse. Tandy would stick to his story, and there were no witnesses that story would seem probable to people who don't know Duncan. What are we to do, Captain Hallam?"

"Well, it all depends upon your shrewdness and circumspection. Tandy is president of the X National bank; you know, that's his club to fight me with. So little by little I've bought in there—through other people, you understand—so that now Stafford and I own forty-eight of the bank's hundred shares of stock, though on the books our names do not appear at all. Tandy owns the other fifty-two shares. I suppose, or at least he controls them. Indeed, whenever a stockholders' meeting occurs he votes practically all the stock; for it has been my policy to hide my hand by having the men who hold stock for me give him their proxies as a blind."

"Now, what I propose is that you shall manage somehow to get hold of a little block of the stock. Three shares will be enough to give me the majority, but I'd rather make it four or five shares. If we can get the stock I'll surprise Tandy out of a year's growth by going into the stockholders' meeting, which occurs about ten days from now, and proceed to elect a board of directors for the bank. I'll select the men I want for directors, and the board will at once make Gifford Duncan president of the bank, leaving old Napper a good deal of leisure in which to enjoy life. He'll need it all to convince anybody that there's anything shady in Gifford Duncan's character after it is known that Will Hallam has made him president of a bank."

Hallam chuckled audibly. He was enjoying the game, as he always did. "Indeed, he will, but everything, as I understand it, depends upon my ability to secure the necessary shares of stock."

"It all hangs on that, and it will be a ticklish job. Tandy is as wily as any old fox. You're sure he doesn't know you?"

"Neither by sight nor by name."

"You're sure nobody in his bank knows you and your relations with me?"

"Yes, I am certain. I was never in this town before, and as for my relations with you, why, they have existed for a brief time, at such a distance from Calvo and are so obscure in themselves that I think nobody knows them. Besides, you might discharge me, you know, if that should become necessary."

"We won't consider that as even possible. Now, as to ways and means. You see, I depend upon you alone, and of course you must have a free hand. You mustn't consult me or Stafford or Duncan or anybody else. You are to act on your own judgment, furnish your own supply of sagacity and get that stock in your own way."

"I'll do it, even if I have to resign from my service and hunt another job. But I must have some money."

"Of course. How much?"

"Well, the stock will cost a trifle over par. I suppose—somewhat more than \$1,000 a share. I should be prepared to buy a block of ten shares. You see, I might find a block of that kind which the owner would sell 'all or none.' I should have, say, \$11,000 or \$12,000 at least command."

"All right. I'll have Stafford open an account with you in our bank tomorrow morning, with a credit balance of \$12,000, and you can check!"

"Pardon me, but if I offer checks on your bank Tandy will suspect our alliance."

"That is true. You must have the greenbacks themselves. I'll send for Stafford now and have him give you the money in large bills tonight."

"Pardon me," answered Temple, "but if I go to him with so great a sum in metallics."

"Yes, I see. That would certainly strike him as suspicious. What have you in mind?"

"Very, you on your bank must have him in correspondence with you—back in Chicago or, better still, New York."

"Yes, of course."

"Do you not, telegraph to one of them and arrange to have them say in response to a dispatch of luxury from Tandy's bank that my credit with them is good for \$12,000 and that if I wish to make use of some money in Calvo they will pay my drafts up to that amount?"

"That's it. That will be the best plan in every way. You'll need identification, and I'll arrange that. You're staying at the hotel, of course?"

"Yes."

"Very well. I'll call there on my way home and tell the proprietor, Jewett, to go to the back and identify you when-

ever called upon."

"Will he not talk?"

"No. I'll tell him not to, and—well, you know, I'm just now arranging a heavy loan for him. He is paying off the remaining purchase money for the hotel in installments. That's all, I think. I'll send the Fourth National bank of New York a night message. It will be delivered before banking hours tomorrow morning, but for fear of slips, you'd better wait till noon before giving that bank as your reference. Good night. Remember that everything depends on you, including Gifford Duncan's reputation for integrity."

Temple sat for half an hour thinking and planning. He was determined to make no mistakes that might imperil success. To that end he was trying to imagine, in advance, every difficulty and every conceivable that might arise. At last he rose, took his hat, turned the lamp out and left the room.

"This is the very toughest bit of engineering," he reflected, "that ever I undertook. Well, so much the greater the credit if I succeed. But I don't care for the credit. I care only for Gifford Duncan in this case."

CHAPTER XX.

WHEN Duncan left his room on the evening of Temple's conference with Will Hallam he passed down the stairs and into the Hallam offices, where he still had a little working desk of his own, for use when he did not care to see the people who sought him at his law office.

As he entered he found a little note upon his desk, and he recognized Barbara's small round hand in the signature. Opening the envelope eagerly, he read the few lines within:

You may come for your answer whenever it is convenient—any evening. I mean, for I am leisure only in the evenings. There is a great deal for me to do, and I am going to do it all for me, and I am the only one of my party, and I must do it of course. I'm afraid it won't be a pleasant evening for either of us.

There was no address, but Duncan observed with pleasure as a hopeful sign that the little missive was signed "Barbara."

"She wouldn't have signed it in that informal way, with only her first name, if she meant to break off the acquaintance," he argued with himself. And yet the substance of the note was discouraging in the extreme, so that Gifford Duncan was a very apprehensive and unhappy man as he hurried to Barbara's home. He still held her note crushed in his hand as he entered the house, and he read it over twice while waiting for her to appear.

She could say no word as he stood looking eagerly into her eyes, as if questioning them. He, too, was silent for perhaps a minute, when at last, realizing the girl's distressing agitation, he gently took her hand, saying in his soft, winning voice:

"You are not well. You must sit down."

"Oh, it isn't that," she answered as she seated herself bolt upright upon the least easy chair in the room. "It's what I must tell you."

"What is it? I am waiting anxiously to hear."

"You must be very patient then," she answered, with difficulty. "It is hard

to speak for her to appear.

She could say no word as he stood looking eagerly into her eyes, as if questioning them. He, too, was silent for perhaps a minute, when at last, realizing the girl's distressing agitation, he gently took her hand, saying in his soft, winning voice:

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